



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/505,482
Applicant : Klaus STREBHARDT et al
Filed : August 23, 2004
TC/A.U. : 1635
Examiner : Louis V. Wollenberger

Docket No. : 2923-656
Customer No. : 6449
Confirmation No. : 3528

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

October 24, 2005

Dear Sir:

In response to the restriction requirement mailed on July 25, 2005, applicants hereby elect group I, claims 1-23 and 30, with traverse for prosecution in the present application. Applicants traverse this restriction on the grounds that Wolf does not anticipate the presently claimed subject matter as the disclosure in Wolf does not enable one skilled in the art to prepare an oligonucleotide directed against PLK. Though oligonucleotides used as anti-PLK-ODNs are mentioned in Wolf, no sequences were provided. Applicants request that at least group III should be examined with group I as group III uses the agent of claim 1. Thus, if the agent is not found in the prior art the method of claim 31 will not be found in the prior art.

Regarding the election of a preferred siRNA, applicants hereby elect with traverse, siRNA4 discussed on page 10, first line, of the present application. Applicants respectfully contend that all siRNAs have a common chemical structure which is made up of ribose, phosphoric acid and purines and pyrimidines. In addition, the presently claims siRNAs have a

common property or activity (i.e. to reduce or inhibit the activity of PLK I in mammalian cells). In view of this, applicants request that siRNAs 2-5 as disclosed in the present application, be examined together.

In the event this paper is not considered to be timely filed, the Applicant respectfully petitions for an appropriate extension of time. Any fee for such an extension together with any additional fees that may be due with respect to this paper, may be charged to Counsel's Deposit Account No. 02-2135.

Respectfully submitted,

By



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